

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

FRANCISCO VIDAL,

Plaintiff,

vs.

CAROL ARNOLD, *et al.*,

Defendant.

Case No. 2:17-cv-02885-RFB-GWF

**REPORT AND
RECOMMENDATION**

On November 16, 2017, Plaintiff Francisco Vidal filed his Civil Rights Complaint Pursuant to 42 U.S.C. § 1983 (ECF No. 1). However, Plaintiff failed to pay the filing fee or file an application to proceed *in forma pauperis*.

On November 20, 2017, the Court advised Plaintiff that he needed to either pay the \$400 filing fee or apply for *in forma pauperis* status by December 20, 2017 and instructed the Clerk of Court to provide Plaintiff with the application to proceed *in forma pauperis*. Order (ECF No. 3). The Court warned Plaintiff that failure to comply with its Order would result in a recommendation that this case be dismissed. Plaintiff has failed to comply. Accordingly,

IT IS HEREBY RECOMMENDED that Plaintiff's Complaint (ECF No. 1) be **dismissed** without prejudice for failure to pay the filing fee or file an application to proceed *in forma pauperis*.

DATED this 28th day of December, 2017.



GEORGE FOLEY, JR.
United States Magistrate Judge